



City of Santa Barbara
Airport Department

DATE: May 18, 2011
TO: Airport Commission
FROM: Karen Ramsdell, Airport Director
SUBJECT: Airport Ordinances and Rules

RECOMMENDATION:

That Commission:

- A. Review and recommend City Council adopt an ordinance amending Title 18 of the Santa Barbara Municipal Code pertaining to operations at the Santa Barbara Airport; and
- B. Review and recommend City Council adopt a resolution adopting rules and regulations pertaining to restricted areas in the Santa Barbara Airport.

BACKGROUND:

The City's Municipal Code embodies the laws of the City of Santa Barbara. Laws are adopted by City Council and then codified in the Municipal Code. Laws pertaining to the Airport are located in Title 18 of the Santa Barbara Municipal Code. The last major revision of Title 18 occurred in October 2001. Rules and regulations administered by the Airport Department are generally adopted by resolution of the City Council.

DISCUSSION:

Events since 2001, including heightened Airport security requirements and pending completion of the Airline Terminal, make it necessary to update many Airport municipal code chapters and to adopt rules and regulations related to Airport security. Proposed revisions include the rewrites, additions and deletions of chapters and sections of Title 18 of the Santa Barbara Municipal Code. Significant revisions are proposed in the following areas:

Security

Title 18, Chapter 8, currently contains a number of outdated airport security measures. To update and implement the requirements of the federal Departments of Homeland Security and Aviation Administration, staff has drafted a new chapter to add to Title 18 and a new resolution that pertains to activity within restricted areas of the Airport. Chapter 18.10 establishes Airport security requirements applicable to the public. These proposed ordinances build on existing requirements in an effort to codify the basic, more robust, security framework at the Airport.

The proposed resolution adopts rules and regulations applicable to individuals granted access to Airport restricted areas. The resolution would establish standards for conduct within Airport restricted areas, use of personnel identification media and for reporting security violations. The resolution also details specific procedures and an appeal process for confiscation, suspension and revocation of personnel identification media.

Santa Barbara Airport Commercial Ground Transportation Program

Section 18.08.065 was rewritten to establish a framework for a future Santa Barbara Airport Commercial Ground Transportation Program. Proposed language in this section provides for the establishment of program rules and regulations. This section requires that such a program would be adopted by Council, and updated, as-needed, by the Airport Commission. Additionally, the proposed section allows the Commercial Ground Transportation Program to contain a permit requirement, including the establishment of permit fees. The proposed language also grants the Airport Director authority to enforce the program.

Solicitation on Airport Property

After many years of litigation, the California Supreme Court upheld Los Angeles World Airports' ban on solicitation for the immediate receipt of funds at LAX was a reasonable time, place and manner restriction on freedom of expression under the federal and state constitution. The City's ordinance (Section 18.08.020) has been amended to reflect the language approved by the Court.

Advertising and Camping

Sections 18.08.040 and 18.08.150.D have also been amended to reflect recent judicial decisions and as needed for consistency with other provisions of the Santa Barbara Municipal Code.

Firearms

After consultation with the Chief of Police, Section 18.40.040 was modified to eliminate specific reference to periodic firearms competency testing by the Airport Patrol Supervisor and Airport Patrol Officers. These requirements are more appropriately included in departmental policies. Proposed language also clarifies the "purpose and intent" of Airport Patrol Officers carrying firearms to include both self-defense and defense of others.

Airport Commission Approval of Aeronautical Permits

Proposed revision in Section 18.44.075 adds authority for Airport Commission to approve and Airport Director to execute short-term aeronautical permits.

Unenforceable Aviation Regulations. Certain existing provisions in Title 18 pertain aviation activities that are regulated and enforced by the Federal Aviation Administration. These provisions are proposed for removal. These sections include:

- Section 18.08.200 Noise Abatement,
- Chapter 18.12 Pattern,
- Section 18.16.040 Clearance of Base Leg and Final Approach,
- Section 18.24.030 Movement of Helicopters,
- Section 18.24.040 Caution.

Other Title 18 revisions are more clerical in nature and needed to provide formatting consistency. Staff is available to answer any questions that may arise pertaining to all suggested revisions.

Airport Commission Ordinance Subcommittee Review

On March 8, 2011, Airport Commission Ordinance Subcommittee met to review proposed changes to Title 18 of the Santa Barbara Municipal Code pertaining to operations at the Santa Barbara Airport, and a proposed resolution adopting rules and regulations pertaining to restricted areas in the Santa Barbara Airport.

After review, Commissioners requested specific changes to the proposed draft Title 18 revision document. No changes to the proposed resolution were requested.

On May 5, 2011, the Ordinance Subcommittee reconvened to review changes that were made to the draft Title 18 revision document as a result of the March 8 meeting. Commissioners suggested minor additional edits and recommended that Airport Commission recommend City Council adopt the proposed Title 18 revisions and associated resolution.

Attachments:

1. AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING TITLE 18 OF THE SANTA BARBARA MUNICIPAL CODE PERTAINING TO OPERATIONS AT THE SANTA BARBARA AIRPORT.
2. A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA ADOPTING RULES AND REGULATIONS PERTAINING TO RESTRICTED AREA IN THE SANTA BARBARA AIRPORT